



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No. 15

MONTY L ROSS ESQ
LOCKE LIDDELL & SAPP LLP
2200 ROSS AVENUE
SUITE 2200
DALLAS TX 75201-6776

COPY MAILED

JUN 21 2004

OFFICE OF PETITIONS

In re Application of
Thomas J. Shaw
Application No. 09/617,868
Filed: July 17, 2000
Attorney Docket No. 75329/77432

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed May 24, 2004, to revive the above-identified application.

The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to timely file a response to the non-final Office action mailed January 29, 2003. This Office action set a shortened statutory period for reply of three months. No extensions of time under 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on April 30, 2003. A Notice of Abandonment was mailed on September 10, 2003.

With the instant petition, petitioner paid the petition fee, filed a reply in the form of an amendment, and made the proper statement of unintentional delay.

The Terminal Disclaimer filed with the instant petition is not required since the application was not filed prior to June 8, 1995. Therefore, the Terminal Disclaimer has not been accepted and will not be entered, but will remain in the application file.

The Terminal Disclaimer fee of \$55 has been refunded to petitioner's Deposit Account number No. 12-1781.

The application file is being forwarded to Group Art Unit 3763 for consideration of the amendment filed May 24, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0272.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions